

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

DEREK DEYOUNG,

Plaintiff,

v.

QINGDAO LEI CHI INDUSTRIAL &
TRADE CO., LTD.,

Defendant.

Case No. 1:20-cv-970

HON. JANET T. NEFF

DEFAULT JUDGMENT

In accordance with the Order entered this date:

IT IS HEREBY ORDERED that Default Judgment is entered in favor of Plaintiff and
against Defendant.

Dated: January 20, 2021

/s/ Janet T. Neff
JANET T. NEFF
United States District Judge

Certified as a True Copy
By [Signature]
Deputy Clerk
U.S. District Court
Western Dist. of Michigan
Date 2/23/21

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

DEREK DEYOUNG,
a resident of Michigan,

Plaintiff,

Case No.: 1:20-cv-970

v.

QINGDAO LEI CHI INDUSTRIAL & TRADE
CO., LTD.,

Defendant.

ORDER RE MOTION FOR DEFAULT JUDGMENT

This matter came before the Court on Plaintiff's Motion for Default Judgment. Having reviewed Plaintiff's Motion and Brief, the Court finds the following:

1. The Court has subject matter jurisdiction over Defendant pursuant to 17 U.S.C. § 411, 28 U.S.C. § 1338(a) and (b), and 28 U.S.C. § 1331;
2. Venue is proper in this Court pursuant to 28 U.S.C. § 1391;
3. Personal jurisdiction is proper over Defendant because exercise thereof would not offend traditional notions of fair play or substantial justice because Defendant has purposefully availed itself of this forum state, the cause of action arises from Defendant's activities here, and the Defendant's actions have caused damage to a Michigan resident.
4. Specifically, Defendant purposefully and intentionally availed itself of this forum state by manufacturing, importing, distributing, offering for sale, displaying, advertising, and selling counterfeit goods bearing DeYoung's, a resident of this state, creative works, by creating and operating interactive websites that reveal specifically intended interactions

with residents of the State of Michigan, and by creating Alibaba advertisements selling counterfeit goods specifically to residents of the State of Michigan.

5. The Court finds that the Defendant's actions constitute a violation of the Copyright Act;
6. The Court finds that Defendant is liable for copyright infringement, that Defendant's copyright infringement was willful, and Defendant is hereby ordered to pay Plaintiff statutory damages in the amount of \$1,200,000;
7. The Court finds that Defendant is to be permanently enjoined and restrained from reproducing Plaintiff DeYoung's copyrighted works, preparing derivative works of DeYoung's copyrighted works, or from importing, displaying, selling, or offering for sale any products that infringe upon DeYoung's copyrighted works; and
8. The Court finds that Defendant is liable to pay Plaintiff his taxable costs pursuant to 17 U.S.C. § 505 in the amount of \$400.

Date: January 20, 2021

/s/ Janet T. Neff
JANET T. NEFF
United States District Judge